

C. Earl Hunter, Commissioner

Promoting and protecting the health of the public and the environment.

TO ALL INTERESTED PARTIES

Notification of Public Notice

Enclosed are public notices issued by the SCDHEC Office of Ocean and Coastal Resource Management and the U.S. Army Corps of Engineers. All interested parties are allowed 30 days for major developments and 15 days for minor developments after receipt of the public notices to file written comments to the OCRM pertaining to the applications. Only those comments received within this period must be reviewed by the OCRM in processing the permit application. Any person wishing notification of the initial OCRM decision on any specific public notice must make written request within the designated review period for that public notice.

APPLICANT

PUBLIC NOTICE NUMBER

SUSPENSE DATE

Beaufort County Engineering (Revised) 2007-2546-1IW-P

November 17, 2008

October 17, 2008

REVISED JOINT PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS 69A Hagood Avenue Charleston, South Carolina 29403-5107 and the

S.C. DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL OFFICE OF OCEAN AND COASTAL RESOURCE MANAGEMENT 1362 McMillan Avenue, Suite 400

Charleston, South Carolina 29405

REGULATORY DIVISION

Refer to: P/N # 2007-2546-1IW (REVISED)

17 OCTOBER 2008

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (3.0.S.C. 403), Sections 401 and 404 of the Clean Water Act (33 U.S.C. 1344), and the South Carolina Coastal Zone Management Act (48-39-10 et.seq.) a revised application has been submitted to the Department of the Army and the S.C. Department of Health and Environmental Control by

BEAUFORT COUNTY ENGINEERING ZANDE-JON GUERRY TAYLOR, P.E., INC. 767 COLEMAN BOULEVARD, SUITE 2 MT. PLEASANT, SOUTH CAROLINA 29464

for a permit to replace an existing boat ramp, to construct a floating courtesy dock, and to perform hydraulic dredging in waters of the

BROAD RIVER

at a location on the Broad River at Highway 170 (Robert Smalls Parkway) in Beaufort, Beaufort County, South Carolina (Latitude 32.39129°, Longitude -80.77536°).

In order to give all interested parties an opportunity to express their views

NOTICE

is hereby given that written statements regarding the proposed work will be received by both of the above mentioned offices until

12 O'CLOCK NOON, MONDAY, 17 NOVEMBER 2008

from those interested in the activity and whose interests may be affected by the proposed work.

The proposed work was previously advertised on January 18, 2008, and consists of the removal of an existing public boat ramp and the construction of a new 128' x 35' public boat ramp surrounded by 110 cubic yards of rip rap as shown on sheets 4, 10 and 11 of 14. In addition, adjacent to the boat ramp, a 140' x 8' ground out floating dock in an "L" configuration will be installed. The project also includes the removal of approximately 8,000 cubic yards of silt material with a hydraulic dredge from an area measuring 500' x 50' as shown on sheets 4, 5, 6, 10 and 14

REGULATORY DIVISION
Refer to: P/N #SAC 2007-2546-11W

of 14. The applicant previously proposed disposal of the material in waters of the Broad River (open water disposal). Please note: The project revision is in the method of disposal of the dredged material only. The revised method is to place the dredged material into geo-tubes that will be placed in an existing parking lot and allowed to dewater. That method will replace the previously advertised method of disposal. Once the material is sufficiently dry, the geo-tubes will be opened and the material will be hauled by truck to the Hickory Hill solid waste facility. The purpose of the project, according to the applicant is for public boating access to waters of the Broad River at all tide stages.

NOTE: Plans denicting the work described in this notice are available and will be provided, upon receipt of a written request, to anyone that is interested in obtaining a copy of the plans for the specific project. The request must identify the project of interest by public notice number and a self-addressed stamped envelope must also be provided for mailing the drawings to you. Your request for drawings should be addressed to the

U.S. Army Corps of Engineers
ATTN: REGULATORY DIVISION
69A Hagood Avenue
Charleston, South Carolina 29403-5107.

The District Engineer has concluded that the discharges associated with this project, both direct and indirect, should be reviewed by the South Carolina Department of Health and Environmental Control in accordance with provisions of Section 401 of the Clean Water Act. As such, this notice constitutes a request, on behalf of the applicant, for certification that this project will comply with applicable effluent limitations and water quality standards. The work shown on this application must also be certified as consistent with applicable provisions the Coastal Zone Management Program (15 CFR 930). The District Engineer will not process this application to a conclusion until such certifications are received. The applicant is hereby advised that supplemental information may be required by the State to facilitate the review.

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. Implementation of the proposed project would impact 1.32 acres of estuarine substrates and emergent wetlands utilized by various life stages of species comprising the red drum, shrimp, and snapper-grouper management complexes. Our initial determination is that the proposed action would not have a substantial individual or cumulative adverse impact on EFH or fisheries managed by the South Atlantic Fishery Management Council and the National Marine Fisheries Service (NMFS). Our final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

The District Engineer has consulted the most recently available information and has made no determination of effect on any Federally endangered, threatened, or proposed species. This public notice serves as a request to the U.S. Fish and Wildlife Service and the National Marine Fisheries Service for any additional information they may have on whether any Federally listed or proposed to be listed endangered or threatened species and/or designated or proposed critical habitat may be present in the area which would be affected by the activity, pursuant to Section 7(c) of the Endangered Species Act of 1973 (as amended).

Pursuant to Section 106 of the National Historic Preservation Act (NHPA), this public notice also constitutes a request to Indian Tribes to notify the District Engineer of any historic properties of religious and cultural significance to them that may be affected by the proposed undertaking.

In accordance with the NHPA, the District Engineer has also consulted the latest published version of the National Register of Historic Places for the presence or absence of registered properties, or properties listed as being eligible for inclusion therein, and this worksite is not included as a registered property or property listed as being eligible for inclusion in the Register. To insure that other cultural resources that the District Engineer is not aware of are not overlooked, this public notice also serves as a request to the State Historic Preservation Office to provide any information it may have with regard to historic and cultural resources.

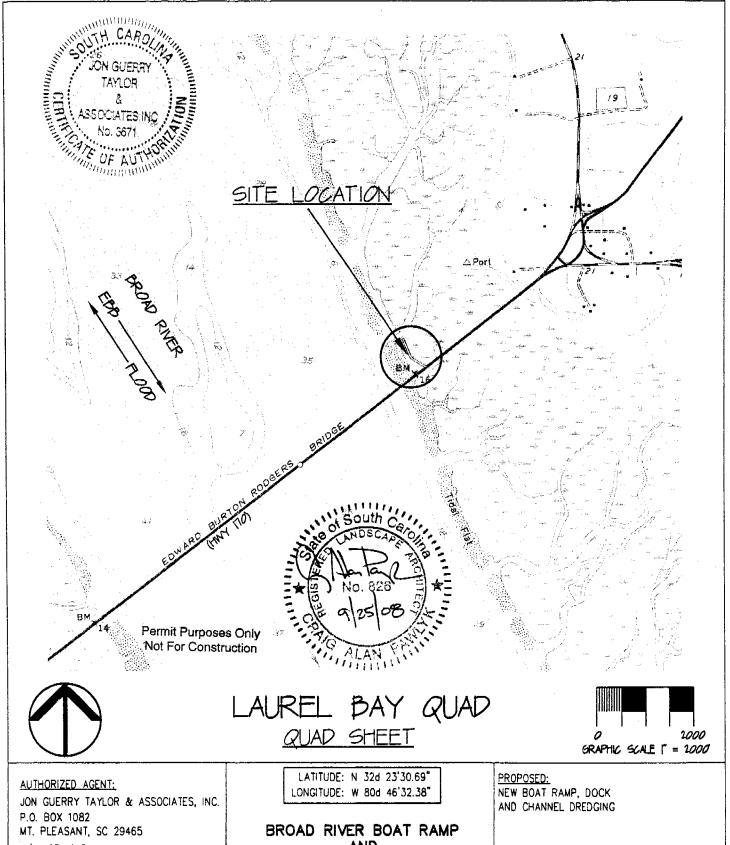
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the activity on the public interest and will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency (EPA), under authority of Section 404(b) of the Clean Water Act and, as appropriate, the criteria established under authority of Section 102 of the Marine Protection, Research and Sanctuaries Act of 1972, as amended. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the project must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the project will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production and, in general, the needs and welfare of the people. A permit will be granted unless the District Engineer determines that it would be contrary to the public interest. In cases of conflicting property rights, the Corps of Engineers cannot undertake to adjudicate rival claims.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this project. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

If there are any questions concerning this public notice, please contact Debbie King at 843-329-8044 or toll free at 1-866-329-8187.

Jeff Thompson 80HZ-0CRW project manager 843-953-0219



c/o CRAIG PAWLYK

AND DREDGING CHANNEL

SAC 2007-2546-1IW(REVISED) BEAUFORT COUNTY

COUNTY OF: BEAUFORT

STATE OF: SC

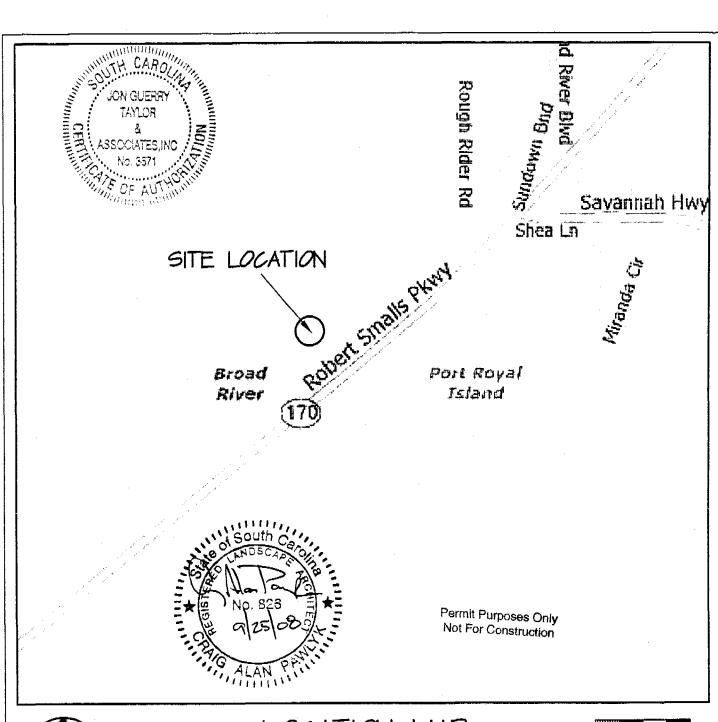
ON: BROAD RIVER

SHEET: 1 OF 14

DATE: 11/05/07

<u>REVISED:</u> 12/27/07

09/25/08





LOCATION MAP

MAP: DY MAPQLEST



AUTHORIZED AGENT:

JON GUERRY TAYLOR & ASSOCIATES, INC. P.O. BOX 1082

MT. PLEASANT, SC 29465

c/o CRAIG PAWLYK

LATITUDE: N 32d 23'30.69" LONGITUDE: W 80d 46'32.38"

BROAD RIVER BOAT RAMP AND DREDGING CHANNEL SAC 2007-2546-1IW(REVISED)

BEAUFORT COUNTY

PROPOSED:

NEW BOAT RAMP, DOCK

AND CHANNEL DREDGING

COUNTY OF: BEAUFORT

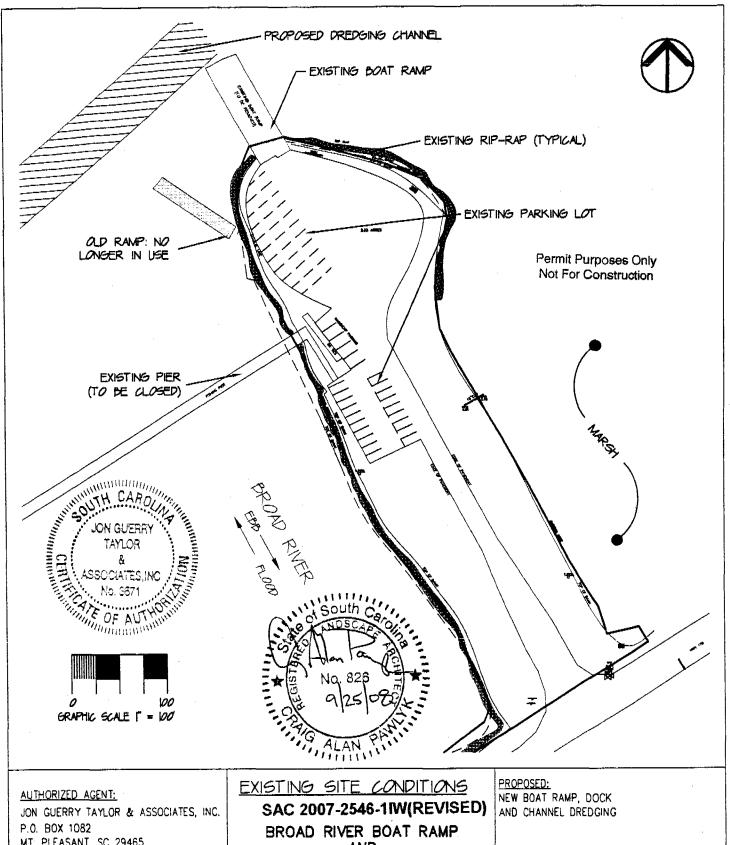
STATE OF: SC

ON: BROAD RIVER

SHEET: 2 OF 14

DATE: 11/05/07

REVISED: 12/27/07 09/25/08



MT: PLEASANT, SC 29465

c/o CRAIG PAWLYK

AND DREDGING CHANNEL

BEAUFORT COUNTY

COUNTY OF: BEAUFORT

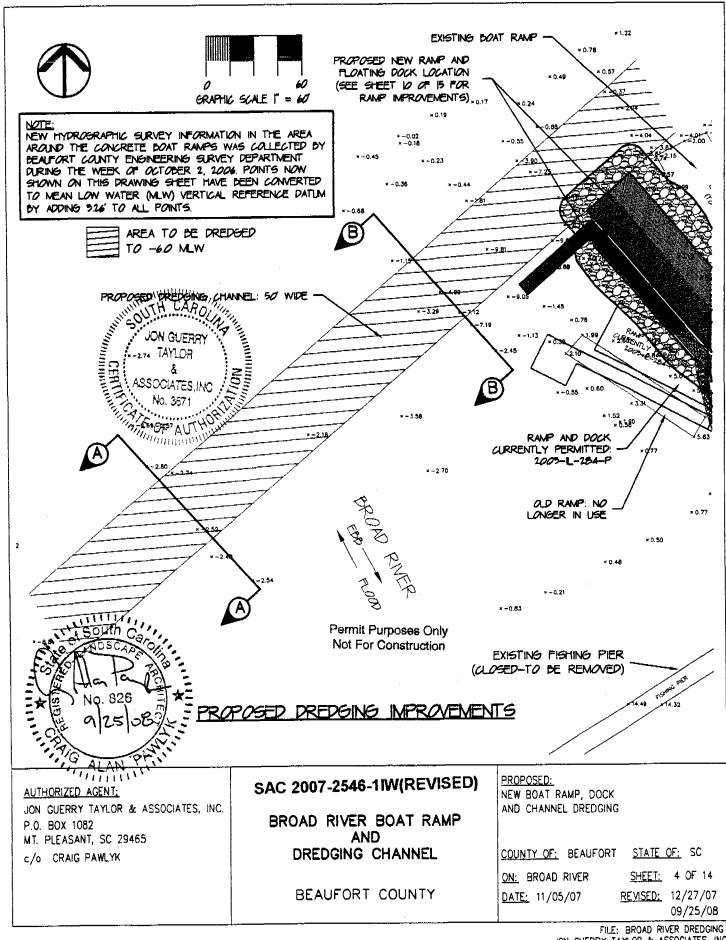
STATE OF: SC

ON: BROAD RIVER

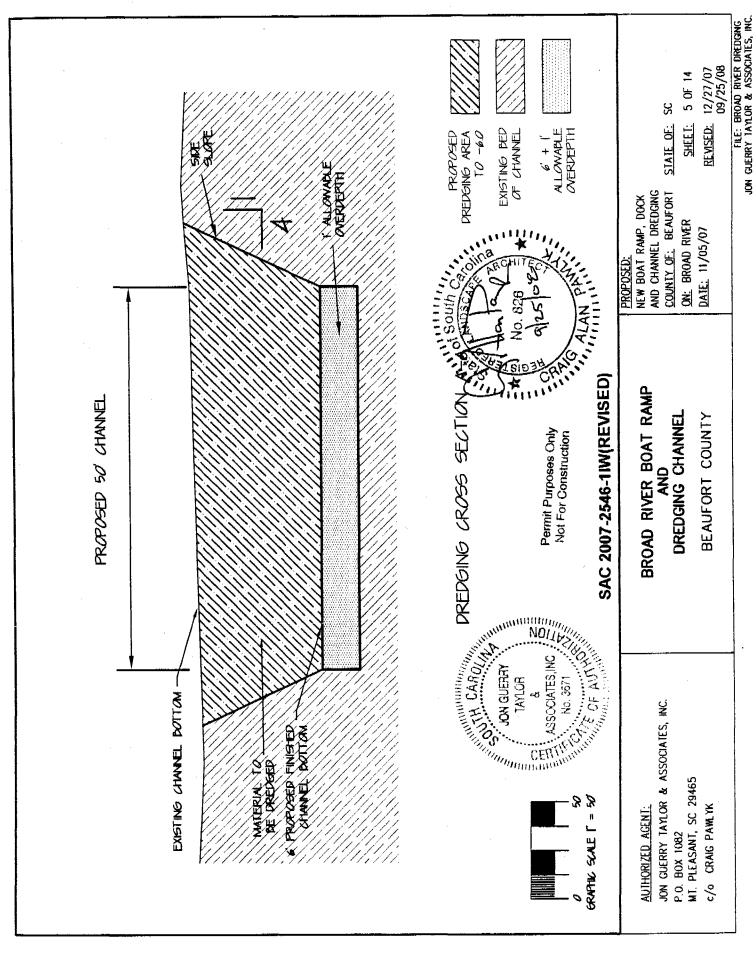
SHEET: 3 OF 14

DATE: 11/05/07

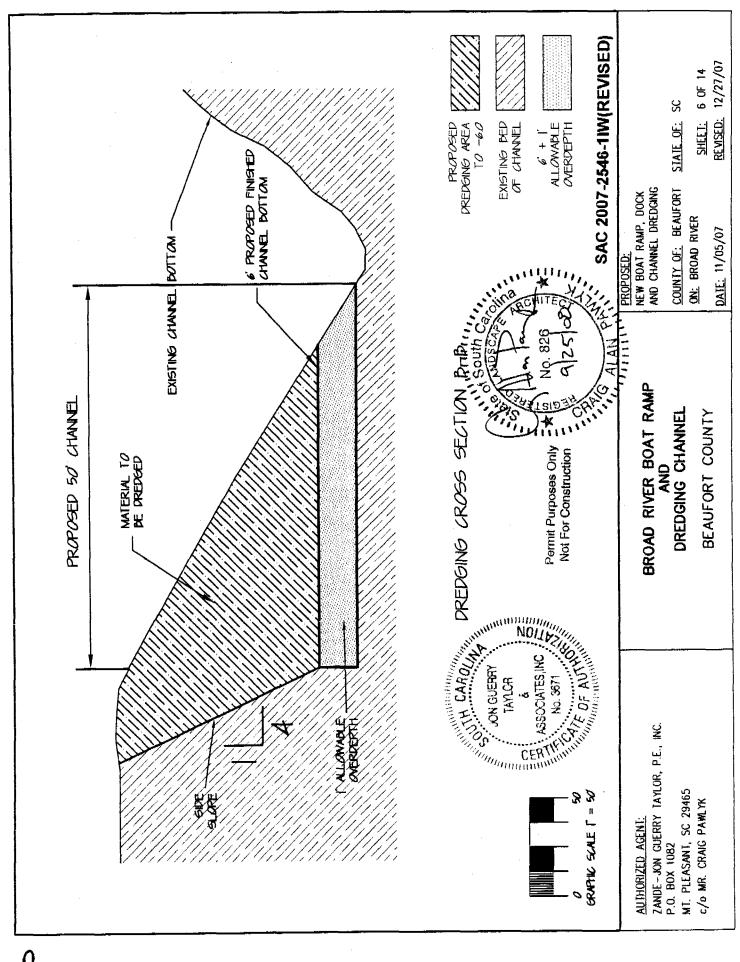
REVISED: 12/27/07 09/25/08

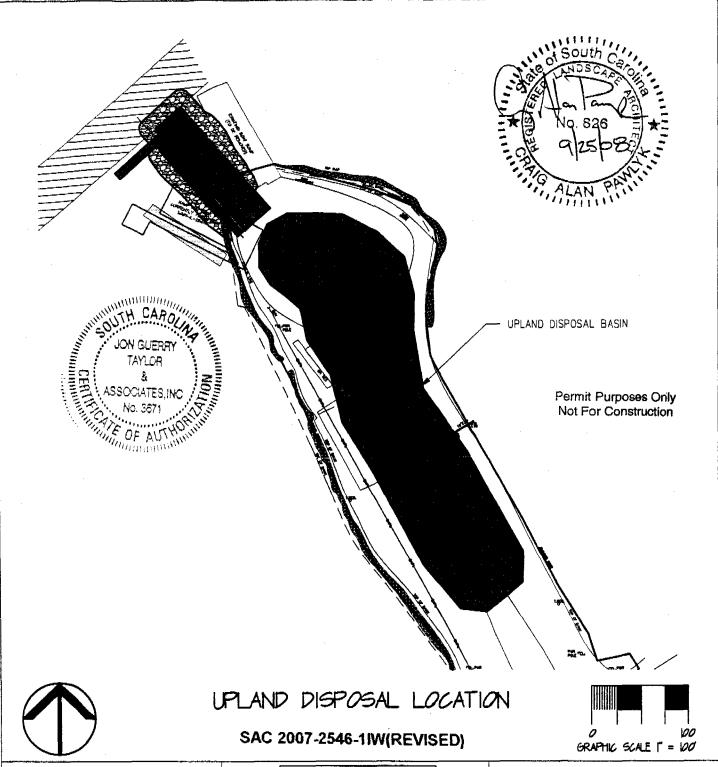


JON GUERRY TAYLOR & ASSOCIATES, INC.



R





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c/o CRAIG PAWLYK

LATITUDE: N 32d 23'30.69"

LONGITUDE: W 80d 46'32.38"

BROAD RIVER BOAT RAMP AND DREDGING CHANNEL

BEAUFORT COUNTY

PROPOSED:

NEW BOAT RAMP, DOCK AND CHANNEL DREDGING

COUNTY OF: BEAUFORT STATE OF: SC

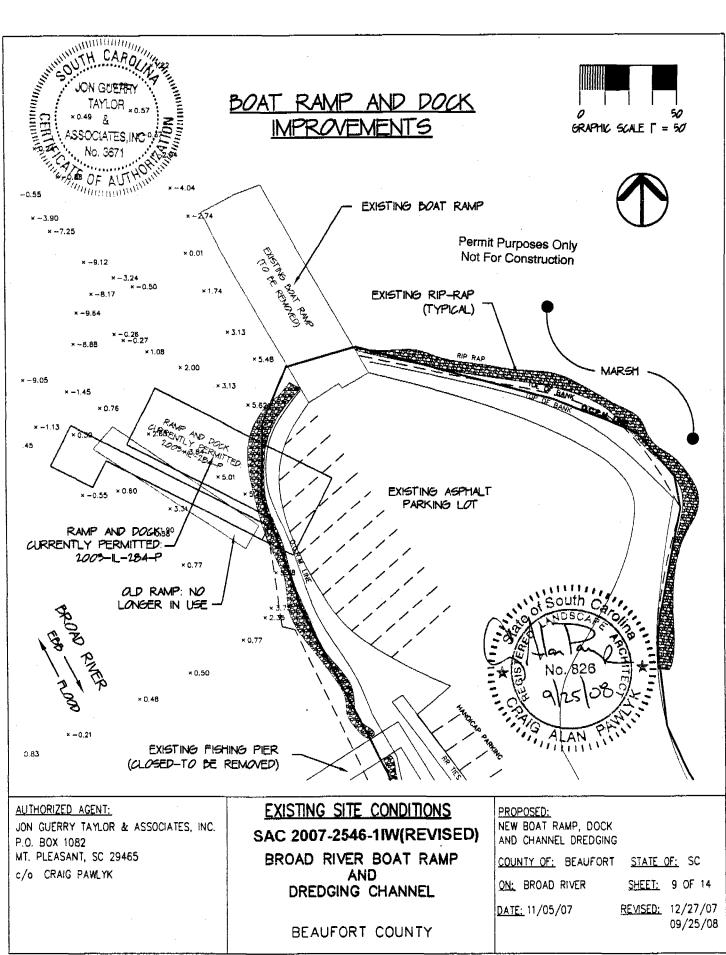
ON: BROAD RIVER

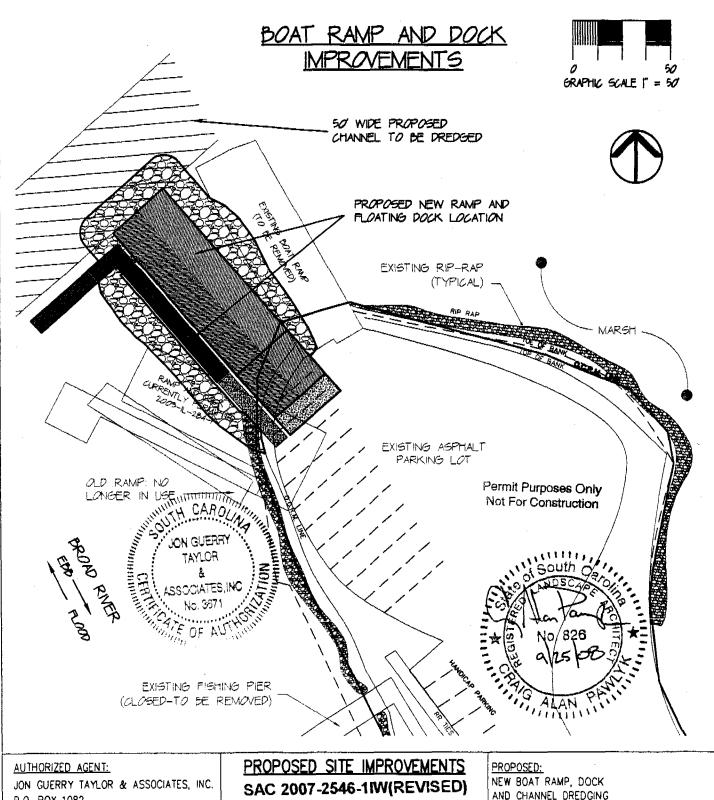
SHEET: 7 OF 14

DATE: 11/05/07

REVISED: 12/27/07

9/25/08





P.O. BOX 1082

MT. PLEASANT, SC 29465 c/o CRAIG PAWLYK

BROAD RIVER BOAT RAMP AND DREDGING CHANNEL

BEAUFORT COUNTY

COUNTY OF: BEAUFORT STATE OF: SC

ON: BROAD RIVER

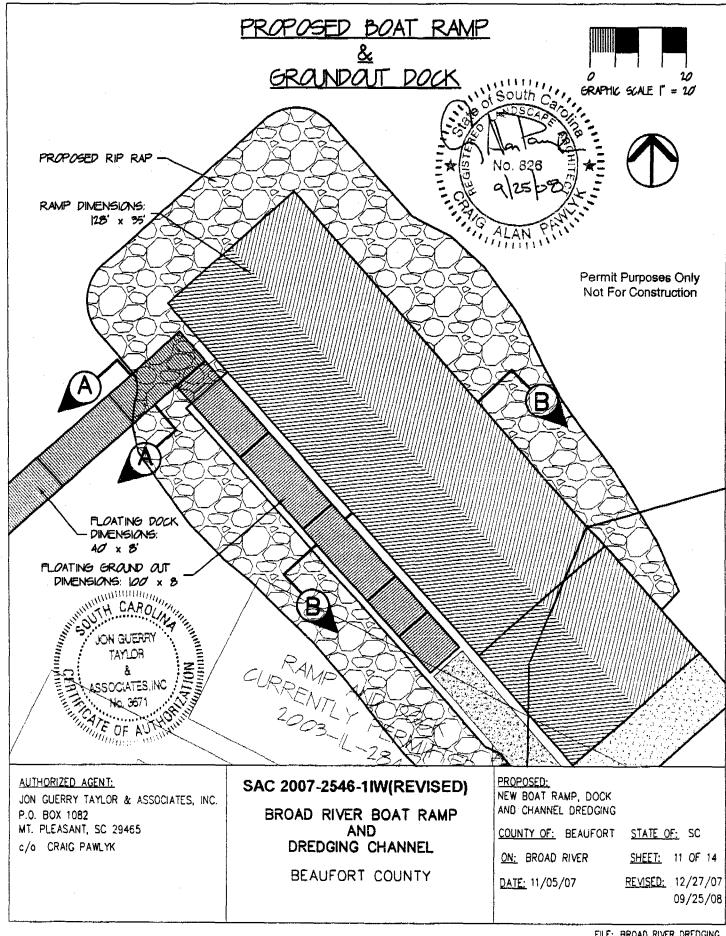
SHEET: 10 OF 14

DATE: 11/05/07

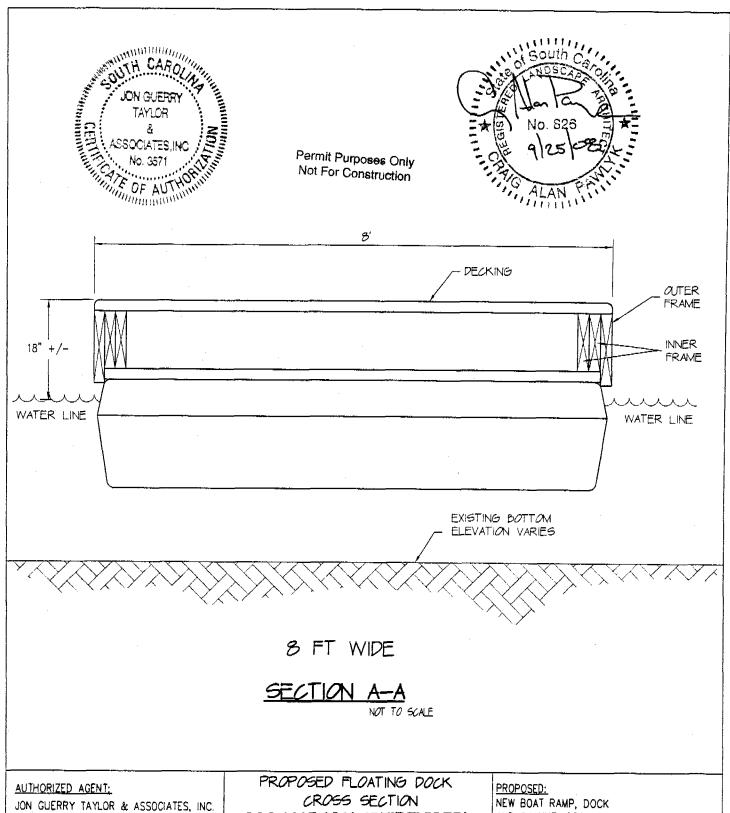
REVISED: 12/27/07

09/25/08









P.O. BOX 1082 MT. PLEASANT, SC 29465

c/o CRAIG PAWLYK

SAC 2007-2546-1IW(REVISED) BROAD RIVER BOAT RAMP

AND DREDGING CHANNEL

BEAUFORT COUNTY

AND CHANNEL DREDGING

COUNTY OF: BEAUFORT

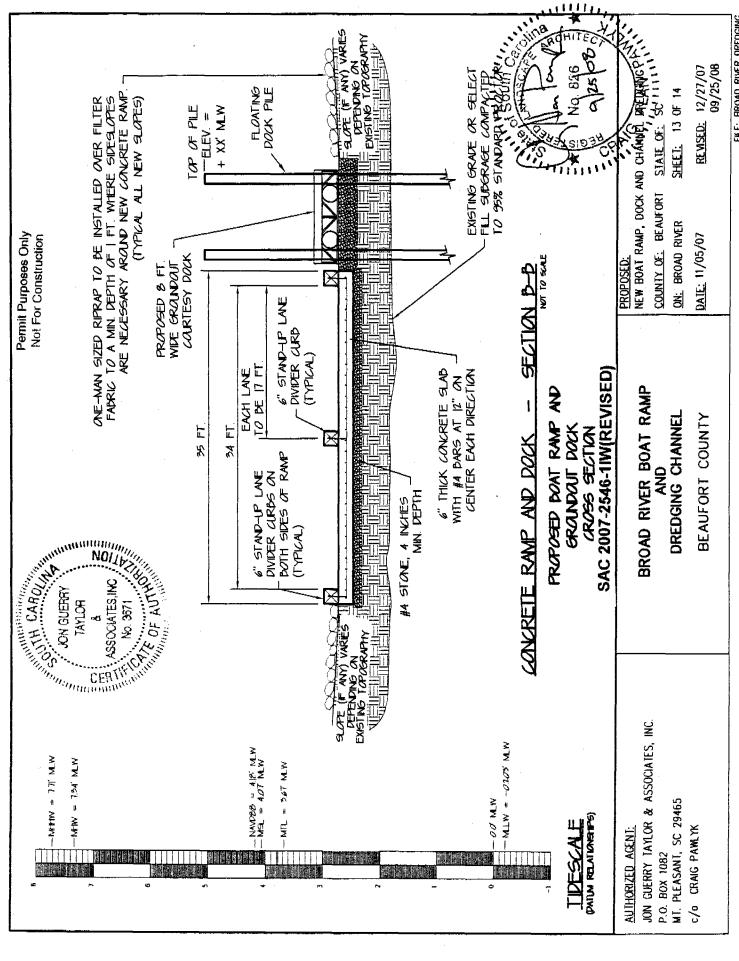
STATE OF: SC

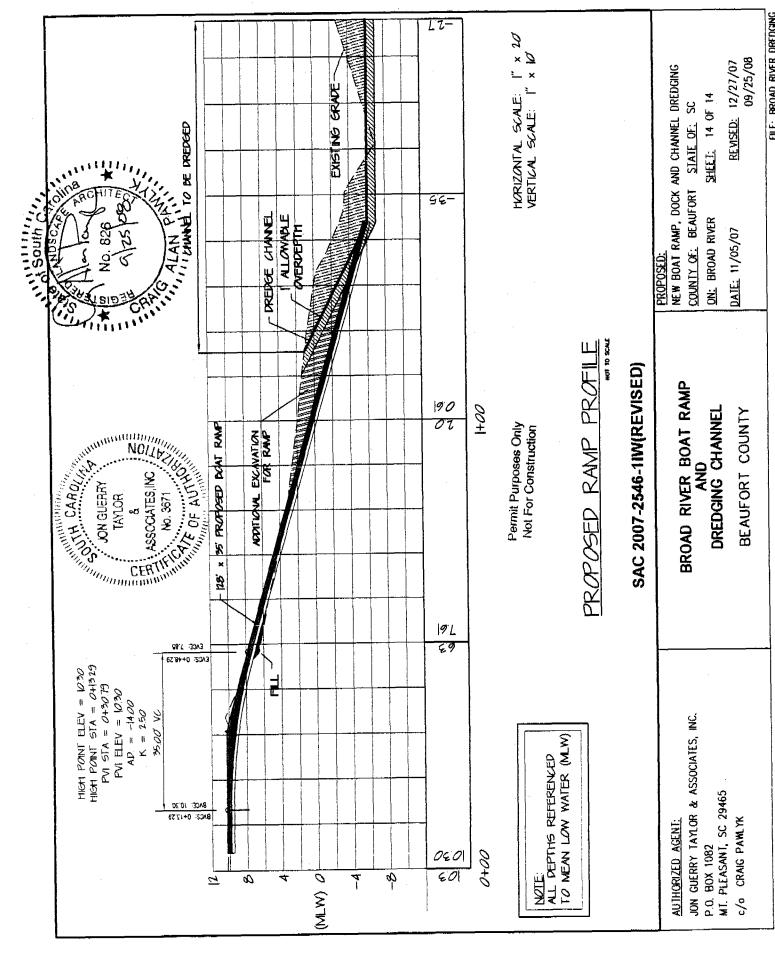
ON; BROAD RIVER

SHEET: 12 OF 14

DATE: 11/05/07 REVISED: 12/27/07

09/25/08





JON GUERRY TAYLOR & ASSOCIATES, INC.